IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 26TH JULY 2007 / 4TH SRAVANA 1929

Bail Appl..No. 4518 of 2007()

CRIME NO.202 OF 2007 OF ERUMAPETTY POLICE STATION

PETITIONER : ACCUSED:

ASOKAN, S/O.KALIYAPPAN, MUTTICKAL HOUSE,
MUTTICKAL, THRISSUR DISTRICT.

BY ADV. SRI.C.A.CHACKO

RESPONDENTS: COMPLAINANT:

THE STATE OF KERALA, REPRESENTING
SUB INSPECTOR, ERUMAPETTY POLICE STATION,
REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF
KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 26/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.4518 of 2007

Dated this the 26th day of July, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He was allegedly found engaged in the culpable activity of selling liquor. 750 ml of Indian Made Foreign Liquor along with two glasses, a bottle and cash were allegedly recovered. The petitioner continues in custody from 10.07.07.

2. The learned Public Prosecutor submits that there is no history of criminal antecedents, but there are allegations that the petitioner is indulging in illicit sale of liquor in the locality.

3. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that adequate safeguards to prevent repetition of the crime may be provided and I am satisfied in the facts and circumstances explained above that the petitioner can be enlarged on regular bail subject to appropriate terms and conditions.

4. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.25,000/- (Rupees Twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall not, except for the purpose of complying with condition No.(iii) below, enter the jurisdiction of Erumappetty Police Station for a period of two months from this date;

iii) The petitioner shall make himself available for interrogation before the Investigating Officer between 5 p.m and 7 p.m on all Mondays for a period of two months from the date of his release and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-